

US Serial No. 10/531773  
Page 2 of 3

It is the applicant's position that notwithstanding the Examiner's comments that various class and subclass designations may be applied to the above groups of claims, that the subject matter of the claims are sufficiently proximate and overlapping in technical nature that a search on one group of claims would likely result in a sufficiently broad search ample to assess the patentability of *all* of the claims.

Nonetheless, if the Examiner does not withdraw the outstanding *Restriction Requirement*, the applicant provisionally elects the subject matter of the Group I claims, with TRAVERSE. These corresponding claims are claims 1-8 and 11.

The applicant also traverses the Examiner's election of species requirement, namely the identity of the "supporting material" of claims 2 and 5. It is the applicant's position that the nature of the claimed supporting materials present within claims 2 and 5 are sufficiently similar such that a single coextensive search of the prior art relating to the currently claimed invention may be made, and without imposing an undue burden on the Examiner.

Nonetheless, if the Examiner does not withdraw the outstanding *election of species* requirement, and with reference to the species outlined by the Examiner, the applicant provisionally elects "... high molecular weight, low melting point wax" as outlined in claim 2, with TRAVERSE.

The foregoing election of species are believed to be complete in view of applications provisional election of the Group I claims (claims 1 – 8, 11).

The applicant expressly reserves their right to reinstate any non-elected subject matter indicated this paper in a later filed application.

US Serial No. 10/531773  
Page 3 of 3

**CONDITIONAL AUTHORIZATION FOR FEES**

Should any further fee be required by the Commissioner in order to permit the timely entry of this paper, the Commissioner is authorized to charge any such fee to Deposit Account No. 14-1263.

Respectfully Submitted;

Andrew N. Parfomak  
Andrew N. Parfomak, Esq.  
Reg. No. 32,431  
Norris, McLaughlin & Marcus, PC  
875 Third Ave, Suite 1800  
New York, NY 10022

Tel: 212 808-0700

24 Dec. 2008

Date:

**Certification of Telefax Transmission:**  
I hereby certify that this paper is being telefax transmitted to the US Patent and Trademark Office to telefax number: 571 273-8300 on the date shown below:

Andrew N. Parfomak  
Andrew N. Parfomak

24 Dec. 2008

Date:

D:\ANPCMB\10279012\ResponseRestrictionRequirement.doc